

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 126 be amended to read as follows:

- 1 Page 2, between lines 19 and 20, begin a new paragraph and insert:
- 2 "SECTION 2. IC 20-30-2-5, AS ADDED BY P.L.1-2005, SECTION
- 3 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 4 2009]: Sec. 5. (a) The department may grant a waiver of the penalty
- 5 imposed under section 4 of this chapter for a particular number of
- 6 canceled student instructional days if:
- 7 (1) the school corporation applies to the department for a waiver
- 8 of the penalty imposed under section 4 of this chapter for a
- 9 specific number of canceled student instructional days; and
- 10 (2) each of the particular number of student instructional days
- 11 requested to be waived under this section was canceled due to
- 12 extraordinary circumstances.
- 13 (b) The department shall grant a school corporation a waiver of
- 14 the penalty imposed under section 4 of this chapter for cancelling
- 15 student instructional days due to inclement weather according to
- 16 the following:
- 17 (1) If the school corporation cancels at least six (6) days but
- 18 less than eight (8) days during a school year, the department
- 19 shall grant a waiver for all but five (5) of the cancelled days.
- 20 (2) If the school corporation cancels at least eight (8) days but
- 21 less than eleven (11) days during a school year, the
- 22 department shall grant a waiver for all but six (6) of the
- 23 cancelled days.
- 24 (3) If the school corporation cancels at least eleven (11) days

1 but less than fourteen (14) days during a school year, the
 2 department shall grant a waiver for all but seven (7) of the
 3 cancelled days.

4 (4) If the school corporation cancels at least fourteen (14) days
 5 but less than seventeen (17) days during a school year, the
 6 department shall grant a waiver for all but eight (8) of the
 7 cancelled days.

8 (5) If the school corporation cancels at least seventeen (17)
 9 days but less than twenty (20) days during a school year, the
 10 department shall grant a waiver for all but nine (9) of the
 11 cancelled days.

12 (6) If the school corporation cancels at least twenty (20) days
 13 but less than twenty-three (23) days during a school year, the
 14 department shall grant a waiver for all but ten (10) of the
 15 cancelled days.

16 (c) If a school corporation cancels more than twenty-two (22)
 17 student instructional days during a school year due to inclement
 18 weather, the department may grant a waiver of the penalty
 19 imposed under section 4 of this chapter for more cancelled student
 20 instruction days than the number for which a waiver must be
 21 granted under subsection (b)(6) if the school corporation complies
 22 with subsection (a).

23 (d) The department shall consider the following factors in
 24 determining whether extraordinary circumstances justify granting
 25 a waiver under subsection (a) or subsection (c):

26 (1) The reason or reasons for not making up the cancelled
 27 instructional days.

28 (2) The length and amount of instructional time in the school
 29 calendar.

30 (3) The reason or reasons for cancelling the instructional
 31 days.

32 (4) The dates on which the cancellations occurred.

33 (5) The number of cancelled instructional days.

34 (6) The number of schools affected."

35 Renumber all SECTIONS consecutively.

(Reference is to ESB 126 as printed March 20, 2009.)

Representative Porter